Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

TOWNSEND AND TOWNSEND AND CREW TWO EMBARCADERO CENTER EIGHTH FLOOR SAN FRANCISCO, CA 94111-3834 COPY MAILED

JUN 2 8 2005

OFFICE OF PETITIONS

In re Application of

Ned S. Rasor et al

Application No. 10/666,947

Filed: September 17, 2003

Attorney Docket No. CAPR 1040 DIV1

: DECISION GRANTING PETITION

UNDER 37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b), filed February 22, 2005, to revive the above-identified application.

The petition is GRANTED.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of the required fees and drawing; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Notice To File Missing Parts Of Nonprovisional Application of December 12, 2003, is accepted as having been unintentionally delayed.

Petitioner is advised that the statement under 37 CFR 3.73(b), submitted with the instant petition is incomplete.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3208.

This matter is being referred to the Office of Initial Patent Examination.

Karen Creasy

Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner for Patent Examination Policy